

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application No. 10/052,547 of

Arthur L. Castle, et al.

Filing Date: 1/23/2002

FOR: METHOD AND SYSTEM FOR
PREDICTING THE BIOLOGICAL
ACTIVITY, INCLUDING TOXICOLOGY
AND TOXICITY OF SUBSTANCES

Examiner: John S. Brusca

Art Unit: 1631

REQUEST FOR REFUND UNDER 37 CFR 1.28(a)

Mail Stop 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On August 19, 2005, Applicant submitted a Petition for a One-Month Extension of Time Transmittal (PTO/SB/22) claiming small entity status. Our records indicate that our Deposit Account was charged the large entity fee of \$120.00. Attached is a copy of the transmittal form.

Applicant is entitled to pay the reduced fee of \$60.00. Accordingly, please refund the excess \$60.00 that was charged by way of credit to deposit account 50-2075 with reference to the present patent application.

Respectfully submitted,

Dated: February 28, 2006

By: Eleanor M. Musick
Eleanor M. Musick
Attorney for Applicants
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PROCOPIO CORY HARGREAVES & SAVITCH LLP
530 B Street, Suite 2100
San Diego, California 92101-4469

Docket No. (111944-000010) 4008US

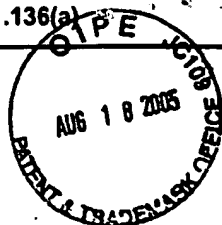
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: February 28, 2006

Tina Domingo

PETITION FOR EXTENSION OF TIME UNDER 37 CFR

1.136(a)

Docket Number (Optional) 4008-US (111944-0010)



In re Application of Arthur L. Castle

Application Number 10/052,547

Filed 01/23/2002

For METHOD AND SYSTEM FOR PREDICTING TOXICOLOGICAL EFFECT AND TOXICITY OF SUBSTANCES

Group Art Unit
1631Examiner
John S. Brusca

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☒ One month (37 CFR 1.17(a)(1)) \$ 120
- ☐ Two months (37 CFR 1.17(a)(2)) \$ _____
- ☐ Three months (37 CFR 1.17(a)(3)) \$ _____
- ☐ Four months (37 CFR 1.17(a)(4)) \$ _____
- ☐ Five months (37 CFR 1.17(a)(5)) \$ _____
- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ 60.
- ☐ A check in the amount of the fee is enclosed. 08/19/2005 AKELECH1 00000002 502075 10052547
- ☐ Payment by credit card. Form PTO-2038 is attached. 01 FC:1251 120.00 DA
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-2075.
- I have enclosed a duplicate copy of this sheet.
- I am the ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☒ attorney or agent of record. Registration Number 35,623
- ☐ attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

August 15, 2005

Date

760-931-9700

Telephone Number

Signature

Eleanor M. Musick

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ *Total of 1 forms are submitted.

This collection information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Adjustment Date: 03/21/2006 SDIRETA1
08/19/2005 AKELECH1 00000002 502075 10052547
01 FC:1251 120.00 CR

03/21/2006 SDIRETA1 00000007 502075 10052547

01 FC:2251 60.00 DA